

Notice of Allowability

Application No.

10/009,976

Examiner

Steve Weinstein

Applicant(s)

RENNA, EGIDIO

Art Unit

1761

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to AMENDMENT FILED 4/28/06 + Interview of 7/21/06
2. ☒ The allowed claim(s) is/are 38-57 RENUMBERED CLAIMS 1-20, RESPECTIVELY
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☒ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 7/21/06
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

Steve Weinstein
STEVE WEINSTEIN 1761
PRIMARY EXAMINER
7/21/06

EXAMINER'S AMENDMENT

Pursuant to a telephone conversation with Mr. Long on 7/21/06, the following changes were agreed upon, which changes place the application in condition for allowance.

In claim 38, line 1 "beverage plug" has been deleted and - - drinking vessel attachment - - has been substituted therefor; in line 8 "available" has been deleted and after "opening", - - and outside - - has been inserted; in line 18, "plug" has been deleted and - - drinking vessel attachment - - has been substituted therefor; in line 20, before the phrase "the profiled curved rim", at the beginning of the paragraph, - - the top portion and said dissolvable food product which extends beyond said rim through the opening are sized and shaped relative to each other such that the user's lips can be placed on the top portion and liquid drawn past at the same time the solid is exposed to the tongue, and - - has been inserted;

In claim 53, line 1 "beverage plug" has been deleted and - - drinking vessel attachment - - has been substituted therefor; in line 8 "available" has been deleted and after "opening", - - and outside - - has been inserted; in line 19, "plug" has been deleted and - - drinking vessel attachment - - has been substituted therefor; in line 21, before the phrase "the profiled curved rim", at the beginning of the paragraph, - - the top portion and said dissolvable food product which extends beyond said rim through the opening are sized and shaped relative to each other such that the user's lips can be placed on the top portion and liquid drawn past at the same time the solid is exposed to

Art Unit: 1761

the tongue, and - - has been inserted; in line 23, after "fluid", - - at the same time the user's tongue has a free and direct access to the food product - - has been inserted;

In claims 39-52 and 54-57, "plug" has been deleted and - - drinking vessel attachment - - has been substituted therefor;

The title has been changed to read - - Drinking Vessel Attachment - -.

Steven Weinstein
STEVE WEINSTEIN
PRIMARY EXAMINER 1761
7/21/06